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Dated: October 28, 2008

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(William A. Di Bianca)

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Docket No.: SPINE 3.0-437 CPCPCPCPCPCPC I CON V
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/663,486

Filed: September 16, 2003

For: INTERVERTEBRAL SPACER DEVICE
HAVING RECESSED NOTCH PAIRS FOR
MANIPULATION USING A SURGICAL
TOOL

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: Group Art Unit: 3738
:
: Examiner: B. E.
Pellegrino

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER RULE 312

Dear Sir:

In response to the Notice of Allowance and Examiner's Amendment dated July 31, 2008, Applicants submit the following amendment and remarks.

915511 1.DXX: